

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			Docket No. <b>12.023011</b>	
Applicant(s): <b>HUNG ET AL</b>				
Application No. <b>09/827,371</b>	Filing Date <b>04/06/01</b>	Examiner <b>Michele C. Flood</b>	Customer No. <b>000038732</b>	Group Art Unit <b>1654</b>
Invention: <b>Increasing Retrievable Fluid from a Breast Duct</b>				
AUG 26 2004				
I hereby certify that the following correspondence:				
<div>Request for RCE - and Preliminary Amendment</div>				
(Identify type of correspondence)				
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on				
<div>8-26-04</div> <div>(Date)</div>				
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8-27-04 RCE/1654 IFW

PTO/SB/30 (05-03)

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
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Alexandria, VA 22313-1450

Application Number	09/827,371
Filing Date	04/06/2001
First Named Inventor	Hung
Art Unit	1654
Examiner Name	Michele C. Flood
Attorney Docket Number	12.023011

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 502855

i. ☒ RCE fee required under 37 CFR 1.17(e) 08/30/2004 WABDELRI 00000077 09827371

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 385.00 DA

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Theodore Allen	Registration No. (Attorney / Agent)	41578
Signature		Date	08-25-04

## CERTIFICATE OF MAILING OR TRANSMISSION Express Mail

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Name (Print / Type)	Darry Pattinson	Date	8-26-04
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

08/30/2004 WABDELRI 00000077 09827371 385.00 DA 01 FC:2801



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
David HUNG	)	Examiner: Michele Flood
Serial No. 09/827,371	)	Group Art Unit: 1654
Filed: 04/06/2001	)	Attorney's Docket No. <u>12.023011</u>
For: INCREASING RETRIEVABLE	)	
FLUID FORM A BREAST DUCT	)	

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This amendment is being filed with the Request for Continued Examination (RCE).

**Amendments to the Claims** are reflected in the Listing of Claims, which begins on page of 2 this paper.

**Remarks/Arguments** begin on page 6 of this paper.

Please amend the application as follows: